

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION		DOCKET No.:	53404
OF:	AMMERMANN ET AL.	CONFIRMATION No.:	4301
SERIAL No.	10/509,635	GROUP ART UNIT:	1609
FILED:	SEPTEMBER 29, 2004	EXAMINER:	D. D. SULLIVAN
FOR:	METHOD OF INCREASING THE RESISTANCE OF PLANTS TO THE PHYTOTOX- ICITY OF AGROCHEMICALS		

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY TO
NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

Sir:

In reply to the Notice of Non-Compliant Amendment of December 02, 2009, it is respectfully requested that the attached Substitute Listing of Claims be entered and considered. The Substitute Listing of Claims replaces Appendix I, pages 9 to 15, of applicants' reply filed on August 27, 2009. Favorable action is respectfully solicited.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 14.1437. Please credit any excess fees to such deposit account.

Respectfully submitted,
NOVAK DRUCE DELUCA + QUIGG



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Encl.: SUBSTITUTE LISTING OF CLAIMS (Appendix I)

SPK/BAS